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**OFFICE OF PETITIONS**

In re Application of  
Tak Hung Ning  
Application No. 09/757,965  
Filed: January 10, 2001  
Attorney Docket No. YOR920000588US2

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ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed November 14, 2003, which is being treated solely as a petition under 37 CFR 1.137(b), to revive the above-identified application.

The petition is GRANTED.

The above-identified application became abandoned for failure to reply in a timely manner to the Non-Final Office action mailed November 20, 2002, which set a shortened statutory period for reply of three months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136 have been obtained. Accordingly, the application became abandoned on February 21, 2003.

The detailed statement of facts submitted with the instant petition indicates that the delay in responding to the Office action was both unintentional and unavoidable. While the showing of record is not sufficient to establish that the delay was unavoidable, the showing of record is sufficient to establish that the delay until the filing of the instant petition was unintentional.

The application file is being forwarded to Technology Center AU 2811 for further processing.

Telephone inquiries concerning this decision should be directed to Latrice Bond at (703) 308-6911.

Latrice Bond  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy